

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION

United States District Court
Southern District of Texas
ENTERED

AUG 10 2005

Michael N. Milby, Clerk of Court
By Deputy Clerk *[Signature]*

UNITED STATES OF AMERICA,
Plaintiff-Respondent,

v.
§
§
§

ALFRED GARCIA GONZALEZ,
Defendant-Petitioner.

CIVIL ACTION NO. B-04-013
(CR. NO. B-02-505)

**ORDER ADOPTING MAGISTRATE JUDGE'S
AMENDED REPORT AND RECOMMENDATION**

Before the Court is the Magistrate Judge's Amended Report and Recommendation in the above-referenced cause of action. After a de novo review of the file, the Magistrate Judge's Amended Report and Recommendation is hereby ADOPTED. It is, therefore, ORDERED, ADJUDGED, and DECREED that the government's Motion to Dismiss (Docket No. 11) is hereby GRANTED. Accordingly, Movant Alfred Garcia Gonzalez's Motion to Vacate, Set Aside or Correct Sentence pursuant to 28 U.S.C. § 2255 (Docket No. 1) is DENIED and summarily DISMISSED.

DONE at Brownsville, Texas this 9 day of August, 2005.

Hilda Tagle
Hilda Tagle
United States District Judge